

ORIGINAL

File 27MB

LAW OFFICES

McCAMPBELL & YOUNG

A PROFESSIONAL CORPORATION

2021 PLAZA TOWER

POST OFFICE BOX 550

KNOXVILLE, TENNESSEE 37901-0550

(615) 637-1440

TELECOPIER (615) 546-9731

ROBERT S. YOUNG, JR.
LINDSAY YOUNG
RICHARD L. HOLLOW
ROBERT S. MARQUIS
ROBERT S. STONE
J. CHRISTOPHER KIRK
PATTY W. PARNELL
MARK K. WILLIAMS
DAVID L. RIHTARCHIK
E. JEROME MELSON
HERBERT A. HOLCOMB

H. H. McCAMPBELL, JR. (1905-1974)
F. GRAHAM BARTLETT (1920-1982)

ADMITTED IN

VIRGINIA:

ROBERT S. MARQUIS

CALIFORNIA:

PATTY W. PARNELL

October 26, 1989

FEDERAL EXPRESS

The Honorable Donna R. Searcy, Secretary
Federal Communications Commission
1919 M Street, N.W., Room 222
Washington, D.C. 20554


Re: BPH-870820MB, Hartford, Michigan

Dear Ms. Searcy:

We submit herewith, on behalf of our client, American Indian Broadcast Group, Inc. ("American"), an original and four (4) copies of a Petition for Leave to Amend, and accompanying Amendment to its construction permit application now on file at the Commission, for a new FM station to serve Hartford, Michigan on FM Channel 279A (103.7 MHz).

Should you or any members of your staff have questions regarding the above, please communicate with the undersigned for clarification. Thank you for your cooperation in this matter. With kind regards, I remain

Very sincerely yours,



Robert S. Stone
Counsel to American Indian
Broadcast Group, Inc.

RSS/dc
Enclosures

cc: American Indian Broadcast
Group, Inc. Public File

RSS068/A:10241.064

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**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

In Re Application of)	
)	
American Indian Broadcast Group, Inc.)	File No. BPH-870820MB
)	
For Authority to Construct a New)	
Commercial FM Station on Channel 279A)	
at Hartford, Michigan)	
To: Chief, Mass Media Bureau		

PETITION FOR LEAVE TO AMEND

American Indian Broadcast Group, Inc. ("American"), applicant for construction permit for non-reserved FM Channel 279A at Hartford, Michigan (BPH-870820MB), by counsel, and pursuant to §§ 1.65 and 73.3522((a)(6) of the Commission's Rules and Regulations, hereby respectfully submits its Petition for Leave to Amend its above-captioned application, so as to report changes in information previously filed as part of its application. In support whereof, the following is shown:

1. The Amendment, proffered herewith, reports that American has filed an application for a new FM broadcast station to serve the community of Haltom City, Texas on September 21, 1989. The Amendment also reports the filing of an application for construction permit for a new FM broadcast station to serve the community of Amarillo, Texas on October 12, 1989. Finally, the amendment reports that, on October 18, 1989, formal "consummation" of the "minor" transfer of control of American, relating to KPOS(AM), Post, Texas occurred. To that end, such consummation consisted of the endorsement over to American of the certificate previously owned by former American shareholder Fritz R. Niggeler, the certificate's cancellation, and the issuance of new certificates to American's two

remaining shareholders. No other transactional events were necessary in order to effectuate the above consummation. Indeed, as Mr. Niggeler's status as a shareholder of American has related to its pending FM applications, Mr. Niggeler has already effectively withdrawn from participation in the prosecution of such applications. The endorsement and delivery of his stock certificate to American for cancellation required prior FCC consent and approval only as it pertains to KPOS.

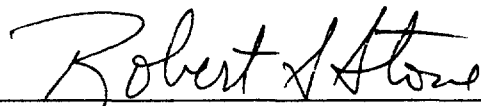
2. Information contained within the attached Amendment must be reported pursuant to § 1.65 of the Commission's Rules. Moreover, the Amendment involves no deficiency in the tenderability of American's application, and would not create any conflict with an application filed subsequent to the filing of its application in original form. "Good cause" also exists for the acceptance of the Amendment in that no comparative "upgrading" is involved, the applicant has diligently prepared and filed the Amendment, no disruption of proceedings or additional hearings would occur, and no competing applicant would be prejudiced by the information reported therein. While the proposed Amendment was, strictly speaking, required by the "voluntary" act of the applicant, it is nevertheless acceptable in that it brings the applicant into compliance with § 1.65 of the Commission's Rules, as noted above. Accordingly, the applicant has shown good cause for the acceptance of the Amendment, over and above its obligation to report significant changes. See, Erwin O'Conner Broadcasting Co., 22 FCC 2d 140, 143 (Rev. Bd. 1970).

WHEREFORE, premises considered, American Indian Broadcast Group, Inc. respectfully urges the Chief, Mass Media Bureau to grant the instant petition and accept the accompanying amendment for association with its application consistent with the above.

Respectfully submitted,

AMERICAN INDIAN BROADCAST GROUP, INC.

McC Campbell & Young, Its Attorneys

BY: 
Robert S. Stone

McCAMPBELL & YOUNG
Suite 2021 Plaza Tower
Post Office Box 550
Knoxville, TN 37901-0550
(615) 637-1440

October 25, 1989

RSS068/A:10243.064

AMENDMENT

The application of American Indian Broadcast Group, Inc. ("American") for authority to construct and operate a new FM broadcast station to serve Hartford, Michigan on FM Channel 279A (File No. BPH-870820MB) is hereby amended by the following information:

1. On September 21, 1989, American filed an application for construction permit for a new FM broadcast station to serve the community of Haltom City, Texas on FM Channel 227C2 (93.3 MHz). The application's file number is ARN-890921NA.

2. On October 12, 1989, American filed an application for construction permit for a new FM broadcast station to serve the community of Amarillo, Texas on FM Channel 289A (105.7 MHz). The application's file number is has not been assigned.

3. As previously reported, on August 18, 1989, American filed an application with the Commission for consent to a "minor" transfer of control of American, relating to KPOS(AM), Post, Texas (File No. BTC-890818EA). On September 1, 1989, the above application was granted. Formal consummation of the transfer occurred on October 18, 1989.

DATED this 23rd day of October, 1989.

AMERICAN INDIAN BROADCAST GROUP, INC.

By: 

Jack W. Bursack, President

RSS068/A:10201.064